

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Steve & Vickie Keller Farms)	
(Property Identification Number)	PCB 18-
29-18-05-100-007))	(Tax Certification)
)	
)	

NOTICE

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

Don Brown, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Steve & Vickie Keller Farms
Attn: Steven P. Keller
3659 N 1300 th Street
Newton, Illinois 62448

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the APPEARANCE and RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: Roberto M. Durango
Roberto M. Durango
Assistant Counsel
Division of Legal Counsel

DATED: March 6, 2018

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Steve & Vickie Keller Farms)	
(Property Identification Number)	PCB 18-
29-18-05-100-007))	(Tax Certification)
)	

APPEARANCE

The undersigned, as one of its attorneys, hereby enters an APPEARANCE on behalf of Respondent, Illinois Environmental Protection Agency.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: Roberto M. Durango
Roberto M. Durango
Assistant Counsel
Division of Legal Counsel

DATED: March 6, 2018

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1021 North Grand Avenue East
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Steve & Vickie Keller Farms)	
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29-18-05-100-007))	(Tax Certification)
)	
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RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

The Illinois Environmental Protection Agency (Illinois EPA) hereby files its Recommendation pursuant to Section 125.204(a) of the regulations of the Illinois Pollution Control Board (the Board), 35 Ill. Adm. Code 125.204(a).

1. On January 18, 2018, the Illinois EPA received a request from Steve & Vickie Keller Farms (log number TC-139121, Exhibit A) for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to Section 125.204(a) of the Board's regulations, 35 Ill. Adm. Code 125.204(a).
2. The facility's address is:

Steve & Vickie Keller Farms
3659 N 1300 th Street
Newton, Illinois 62448
3. The proposed water pollution control facilities in this request are located at NW 1/4 of Section 5, T5N, R10E of the 3rd P.M. in Jasper County, at the above street address and consist of the following:

Livestock waste management facilities consisting of: a concrete manure pit (approximately 216 ft. x 80 ft. x 9 ft.) and the portion of concrete slatted flooring over the manure pit that capture and contain waste generated in the barn above.

4 These livestock waste management facilities are used to collect, transport and/or store livestock wastes prior to cropland application, and are further described in Exhibit A.

5. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2014), and Section 125.200(a)(1) of the Board's regulations, 35 Ill. Adm. Code 125.200(a)(1), define pollution control facilities as:

[A]ny system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: eliminating, preventing, or reducing air or water pollution, as the terms air pollution and water pollution are defined in the Act; or treating, pretreating, modifying or disposing of any potential solid, liquid or gaseous pollutant which if released without treatment, pretreatment, modification or disposal might be harmful, detrimental or offensive to human, plant or animal life, or to property.

6. If it is found that the claimed facility or relevant portion thereof is a pollution control facility as defined in Section 125.200(a)(1) of the Board's regulations, 35 Ill. Adm. Code 125.200(a)(1), the Board has the authority to enter a finding and issue a certificate to that effect, pursuant to Section 11-20 of the Property Tax Code, 35 ILCS 200/11-20 (2014) and Section 125.216 of the Board's regulations, 35 Ill. Adm. Code 125.216.

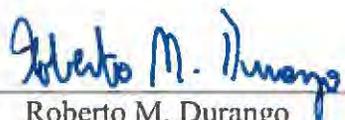
7. Pursuant to Section 125.204(a) of the Board's regulations, 35 Ill. Adm. Code 125.204(a), if the Illinois EPA receives a tax certification application it must file a recommendation on the application with the Board.

8. Based on the information in the application and the purpose of the facilities, it is the Illinois EPA's engineering judgment that the described facilities may be considered pollution control facilities, with the primary purpose of eliminating,

preventing, or reducing water pollution, or as otherwise provided in Section 125.200(a)(1) of the Board's regulations, 35 Ill. Adm. Code 125.200(a)(1), and are eligible for tax certification from the Board.

WHEREFORE, the Illinois EPA recommends that the Board issue the requested tax certification.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Roberto M. Durango
Assistant Counsel
Division of Legal Counsel

Dated: March 6, 2018
Illinois Environmental Protection Agency
1021 North Grand Ave. E.
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

APPLICATION FOR CERTIFICATION (PROPERTY TAX TREATMENT)

POLLUTION CONTROL FACILITY

AIR WATER

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
P. O. Box 19276, Springfield, IL 62794-9276

This Agency is authorized to request this information under Illinois Revised Statutes, 1979, Chapter, 120, Section 502a-5. Disclosure of this information is voluntary. However, failure to comply could prevent your application from being processed or could result in denial of your application for certification.

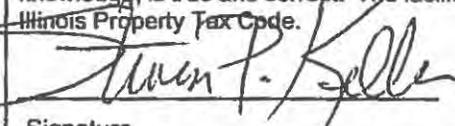
FOR AGENCY USE

File No.	Date Received	Certification No.	Date
			1-12-18
Sec. A APPLICANT	Company Name STEVE & VICKIE KELLER FARMS		
	Person Authorized to Receive Certification STEVEN P. KELLER		Person to Contact for Additional Details STEVEN P. KELLER
	Street Address 3659 N. 1300 TH ST.		Street Address
	Municipality, State & Zip Code NEWTON, IL 62448		Municipality, State & Zip Code
	Telephone Number 217-254-4724		Telephone Number
	Location of Facility Quarter Section Township Range NW 1/4 S5 5N 10E		Municipality Township NEWTON FOX
	Street Address 3659 N. 1300 TH ST.		County Book Number JASPER 172 = 177
	Property Identification Number 29-18-05-100-007		Parcel Number 259-252
	Sec. B MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location	
Water Pollution Control Construction Permit No.		Date Issued	
NPDES PERMIT No.		Date Issued	Expiration Date
Air Pollution Control Construction Permit No.		Date Issued	
Air Pollution Control Operating Permit No.		Date Issued	
Sec. C MANUFACTURING PROCESS	Describe Unit Process		
	Materials Used in Process		
Sec. D POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility WE OWN A 2200 HEAD CONTRACT SWINE FINISHING FACILITY... DIMENSIONS ARE 80'10" X 216'... CONCRETE SLATS OVER A 9 FT. DEEP CONCRETE FULLY CONTAINED PIT... SWINE MANURE IS COLLECTED AND INJECTED INTO ADJOINING FARM LAND 1X/YEAR BY A CUSTOM DRAG-LINE MANURE APPLICATION COMPANY... THE SWINE MANURE APPLICATION IS MANAGED BY CERTIFIED LIVESTOCK MGR. STEVE KELLER & APPLIED UNDER LMFA RULES.		

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JAN 18 2018

IEPA
BOW/WPC/PERMIT SECTION

* LIVESTOCK WASTE MGMT. FACILITY *

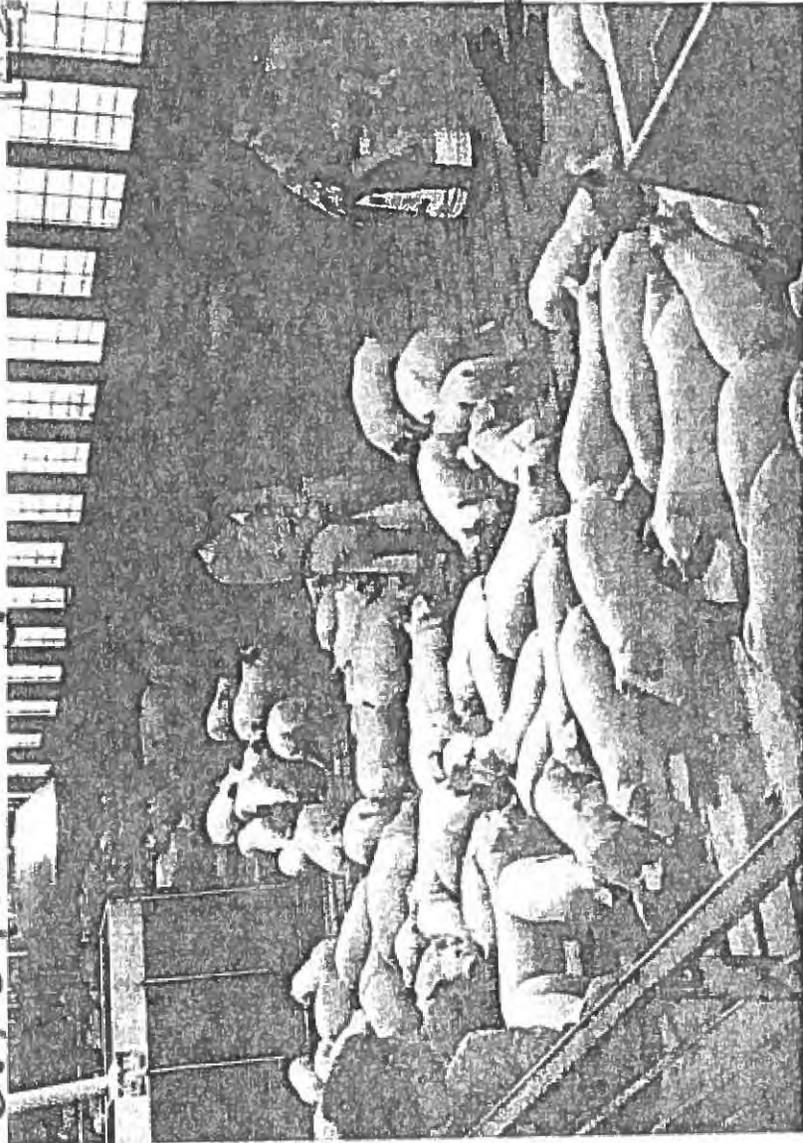
Sec. E	(1) Nature of Contaminants or Pollutants		
POLLUTION CONTROL FACILITY - CONTAMINANTS		Material Retained, Captured or Recovered	
	Contaminant or Pollutant	DESCRIPTION	DISPOSAL OR USE
	SWINE MANURE	* COLLECTED IN 9 FT DEEP CONCRETE PIT UNDER SLATS AND INCORPORATED - INJECTED INTO CROPLAND 1X / YEAR (FALL)	
	(2) Point(s) of Waste Water Discharge		
	NONE		
ACCOUNTING DATA	Plans and Specifications Attached		Yes <input type="checkbox"/> No <input type="checkbox"/>
	(3)	Are contaminants (or residues) collected by the control facility?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
	(4)	Date installation completed _____ status of installation on date of application	01-01-1998
	(5)	a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY:	ASSESSED \$ 247,824
		b. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY:	\$ 220,000
		c. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY:	\$ 92,496
	d. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY:	\$ 50,000	
	e. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE:	% 66	
Sec. F	The following information is submitted in accordance with the Illinois Property Tax Code, as amended, and to the best of my knowledge, is true and correct. The facilities claimed herein are "pollution control facilities" as defined in Section 11-10 of the Illinois Property Tax Code.		
SIGNATURE	 _____ Signature		_____ OWNER Title
Sec. G	INSTRUCTIONS FOR COMPILING AND FILING APPLICATION		
General: Separate applications must be completed for each control facility claimed. Do not mix types (water and air). Where both air and water operations are related, file two applications. If attachments are needed, record them consecutively on an index sheet.			
Sec. A	Information refers to applicant as listed in the tax records and the person to be contacted for further details or for inspection of facilities. Define facility location by street address or legal description. A plat map location is required for facilities located outside of municipal boundaries. The property identification number is required.		
Sec. B	Self-explanatory. Submit copies of all permits issued by local pollution control agencies. (e.g. MSD Construction Permit)		
Sec. C	Refers to manufacturing processes or materials on which pollution control facility is used.		
Sec. D	Narrative description of the pollution control facility, indicating that its primary purpose is to eliminate, prevent or reduce pollution. State the type of control facility. State permit number, date, and agency issuing permit. A narrative description and a process flow diagram describing the pollution control facility. Include a listing of each major piece of equipment included in the claimed fair cash value for real property. Include an average analysis of the influent and effluent of the control facility stating the collection efficiency.		
Sec. E	List air contaminants, or water pollution substances released as effluents to the manufacturing processes. List also the final disposal of any contaminants removed from the manufacturing processes. Item (1) - Refers to pollutants and contaminants removed from the process by the pollution control facility. Item (2) - Refers to water pollution but can apply to water-carried wastes from air pollution control facilities. Submit drawings, which clearly show (a) Point(s) of discharge to receiving stream, and (b) Sewers and process piping to and from the control facility. Item (3) - If the collected contaminants are disposed of other than as wastes, state the disposition of the materials, and the value in dollars reclaimed by sale or reuse of the collected substances. State the cost of reclamation and related expense. Item (4) - State the date which the pollution control facility was first placed in service and operated. If not, explain. Item (5) - This information is essential to the certification and assessment actions. This accounting data must be completed to activate project review prior to certification by this Agency.		
Sec. F	Self-explanatory. Signature must be a corporate authorized signature.		
	Submit to: Illinois EPA P.O. Box 19276 Springfield, IL 62794-9276	Attention: Al Keller Permit Section Division of Water Pollution Control	Attention: Donald E. Sutton Permit Section Division of Air Pollution Control

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JAN 18 2018

Steve & Vickie Keuer Farms
3659 N. 1300th St.
Newton, IL 62448
217-254-4724
svkeller80@gmail.com

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SWM/SIFAS



ANIMAL WASTE

LAND APP.

SLATS/PIT
PUMP

WASTE FLOW
DIAGRAM

* BEGINS WITH

ANIMALS → SLATS

9 FT. DEEP
CONCRETE PIT.

FROM THE PIT,
REFER TO 2ND
PICTURE OF THE
BUILDING...

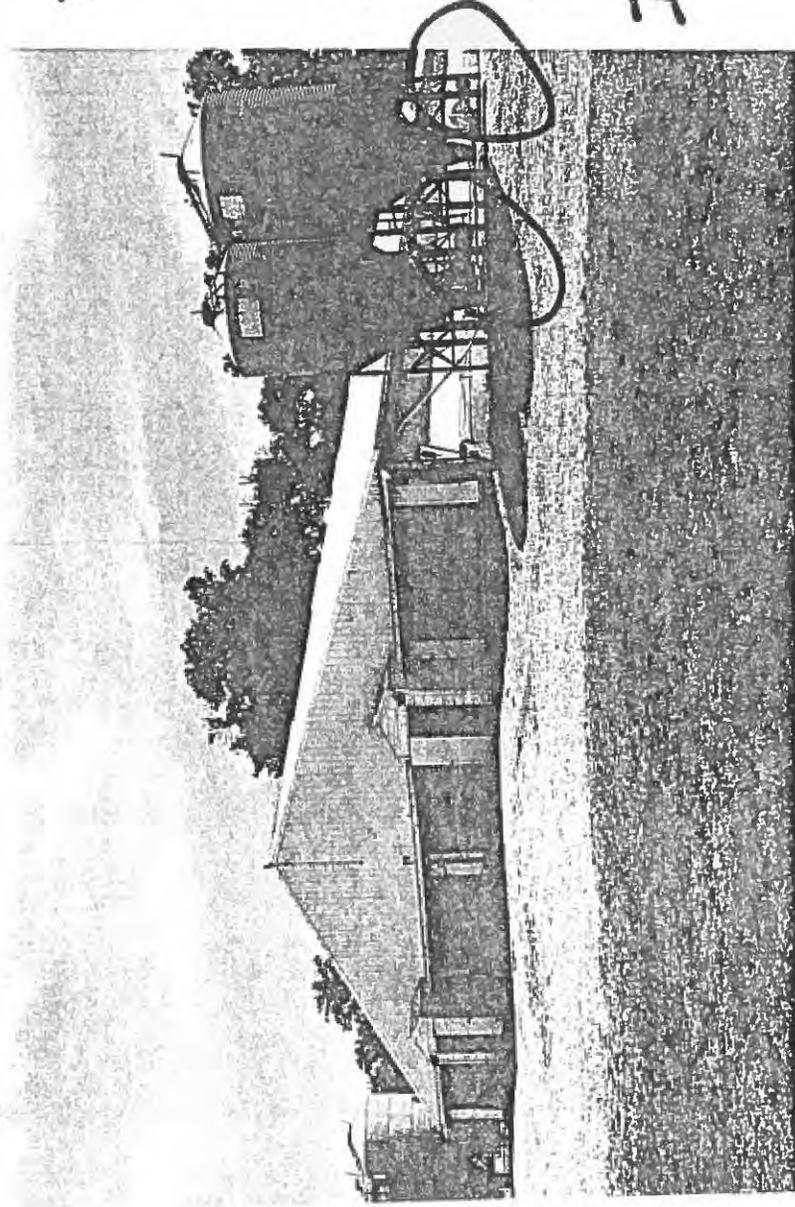
STEVE & VICKIE KELLER FAR
3659 N. 1300TH ST
NEWTON, IL 62448
217-254-4724
svkeller80@gmail.com

THERE A 4 PUMP-OUT
(ACCESS HOLES) ON EACH
SIDE OF OUR BARN

THE PUMP IS PLACED
IN ANY ONE OF THESE
PUMP-OUTS AND THE
WASTE IS THEN PUMPED

TO THE TOOL-BAR APPLICATOR AND KNIFE
INTO OUR FARMLAND... SEE THE PLAYS FOR
WASTE DISPOSAL ACREAGE...

ANIMAL WASTE
LAND APPLICATION SLATS/PET
PUMP



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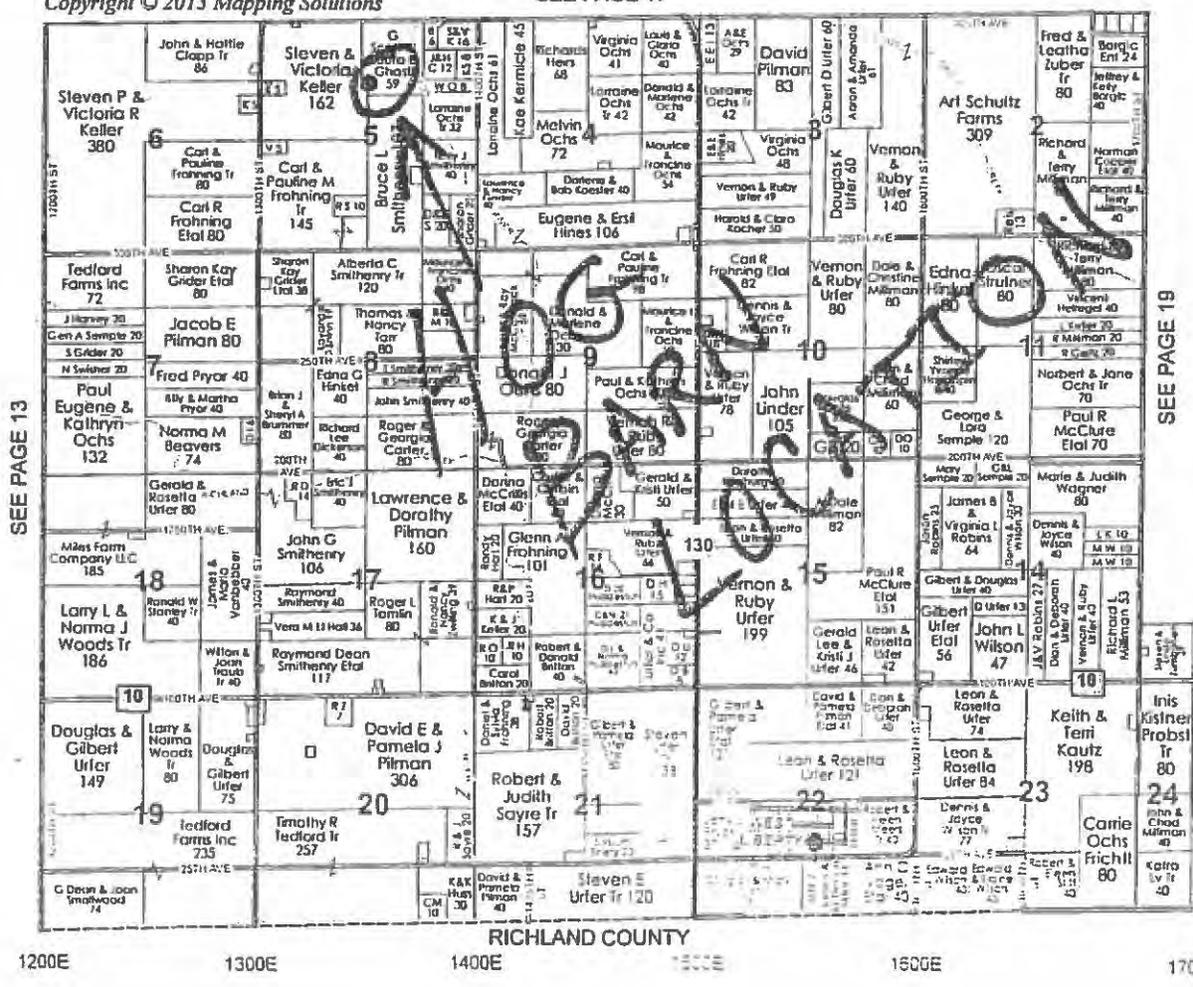
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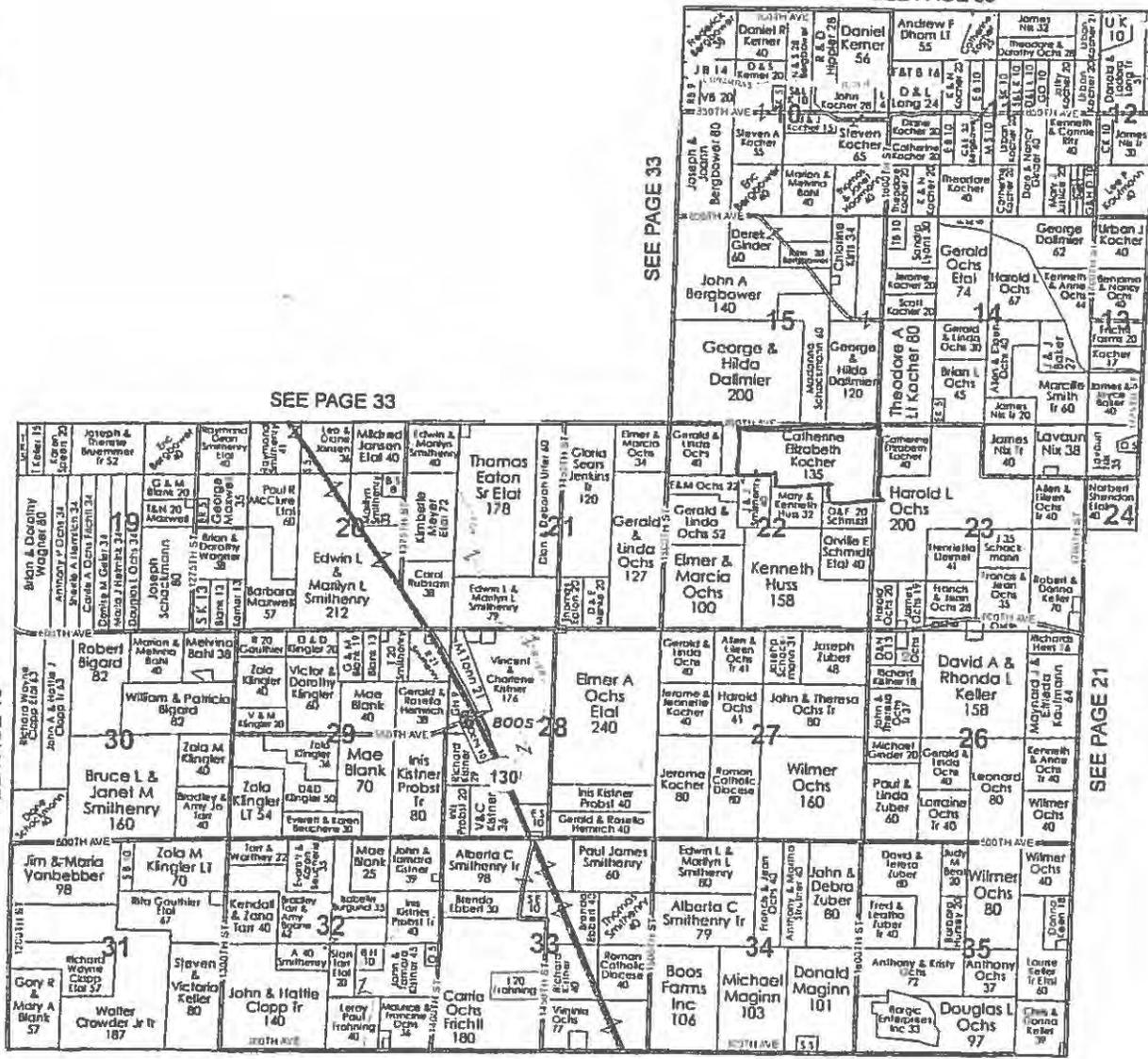
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900N

800N

700N

600N

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400N

1200E

1300E

1400E

1500E

1600E

1700E

Faught, Thaddeus

From: Steve Keller <svkeller80@gmail.com>
Sent: Friday, January 26, 2018 12:14 PM
To: Faught, Thaddeus
Subject: [External] Re: Illinois EPA tax certification application for livestock facility at 3659 N. 1300th Street in Newton (TC-139121)

Thaddeus... thank you for your prompt reply and explanation of the flow diagram needed.. we will try to get that in the mail to you over the weekend.. thank you for your assistance.. have a good weekend...

Steve

On Jan 26, 2018, at 11:26 AM, Faught, Thaddeus <Thaddeus.Faught@Illinois.gov> wrote:

Good morning Steven.

I have reviewed the application you submitted for tax certification as a pollution control facility for the subject swine facility in Newton. I think we have most of what we need, but we should get a waste flow diagram to complete our file.

I basically understand where the waste goes and how it is handled, but we need to have a clear flow diagram that documents all of the steps the waste takes from the animals to the slats/pit to land application (and any steps in between).

Please let me know if you have any questions on what I need.
A simple box diagram/flow chart would work perfectly.

Thanks,
Thaddeus Faught, P.E.
Illinois EPA
217-782-3362

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

CLINTON BIGARD
 PO BOX 107
 NEWTON, IL 62448

REAL ESTATE TAX BILL

OFFICE HOURS 8:00AM - 4:00PM
 MONDAY - FRIDAY, PHONE 618-783-3211

Electronic Filing: Received, Clerk's Office 3/5/2018 * * PCB 2018-066

TIF EAV	PAYABLE		INDEX NUMBER	TOWNSHIP	CLASS CODE	TAX CODE
	2016	2017				
1977 EQUALIZED VALUE	0		29-18-05-100-007	Fox Township	0011	29001
SENIOR CAP BASE	0		0			
PRIOR YEAR TAX	9,023.74					
FAIR CASH VALUE	0					
TOTAL ACRES	81.64					
LAND VALUE	0					
BUILD. AND IMPROV.	0					
HOME IMPR / VETERAN'S	0					
TOTAL VALUE	0					
MULTIPLIER	1.0000					
EQ. ASSESSED VALUE	0					
SENIOR CAP EXEMPTION	0					
OWNER OCCUPIED	0					
HOMESTEAD	0					
DISABLED VETERANS	0					
RETURNING VETERANS	0					
FARM LAND	5,880					
FARM BUILDINGS	104,970					
NET TAXABLE VALUE	110,850					
RATE	8.04134					
CURRENT TAX	\$8,913.84					
ENTERPRISE ZONE						
DRAINAGE TAX	\$0.00					
BACK TAX						
TOTAL TAX	\$8,913.84					

COPY

PAYMENT INSTRUCTIONS

TAX BILLS MAY BE PAID BY MAIL, AT THE COUNTY TREASURER'S OFFICE AT THE COUNTY OFFICE BUILDING, OR AT ANY JASPER COUNTY BANK. PLEASE BRING OR SEND, THE ENTIRE STATEMENT WHEN PAYING TAX BILL. FOR RETURN RECEIPT, ENCLOSE A SELF ADDRESSED STAMPED ENVELOPE WITH PAYMENT.

INTEREST WILL BE APPLIED IF NOT PAID BY THE DUE DATE.

1ST DUE DATE	2ND DUE DATE	BILLING ADDRESS
1ST INSTALLMENT	2ND INSTALLMENT	PROPERTY ADDRESS
\$4,456.92	\$4,456.92	
INTEREST	COSTS	OWNER'S NAME
		KELLER, STEVEN P & VICTORIA R
FIRST INSTALLMENT PAID	SECOND INSTALLMENT PAID	LEGAL DESCRIPTION
		PT S 1/2 NW 1/4 S5 T5 R10 81.64 AC B 172 P 259; B 177 P 252; B 204 P 1055; B 214 P 929; SBDV B 2 P 448;
AMOUNT COLLECTED	AMOUNT COLLECTED	

COPY

QUESTIONS OR COMMENTS :

STEVE & VICKIE KELLER FARMS
 ATTN. STEVEN P. KELLER
 3659 N. 1300TH ST.
 NEWTON, IL 62448

CELL. # 217-254-4724

EMAIL svkeller80@gmail.com

RECEIVED
 JAN 18 2018
 BOW/WPC/PERMIT SECTION

STATE OF ILLINOIS

COUNTY OF SANGAMON

)
)
)
)
)

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I have served on the date of March 6, 2018, the attached **APPEARANCE** and **RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**, upon the following persons by causing to be mailed a true copy thereof in an envelope duly addressed, bearing proper first-class postage, and deposited in the United States mail in Springfield, Illinois:

[1st Class U.S. Mail]

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
P.O. Box 19033
Springfield, Illinois 62794

[1st Class U.S. Mail]

Steve & Vickie Keller Farms
Attn: Steven P. Keller
3659 N 1300 th Street
Newton, Illinois 62448

[Electronic Filing]

Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite. 11-500
Chicago, Illinois 60601

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

/s/ Roberto M. Durango
Assistant Counsel
Division of Legal Counsel
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
217.782.5544
217.782.9143 (TDD)

THIS FILING IS SUBMITTED ON RECYCLED PAPER